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11 Attorneys for Plaintiff
 12 SAP AKTIENGESELLSCHAFT

13
 14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 OAKLAND DIVISION

17 SAP AKTIENGESELLSCHAFT, a
 17 German corporation,
 18 Plaintiff,
 19 v.
 19 i2 TECHNOLOGIES, INC., a Delaware
 20 corporation,
 21 Defendant.

Case No. 4:07-cv-04187 SBA

**STIPULATION AND [PROPOSED]
 ORDER REGARDING STAY OF
 PROCEEDINGS PENDING
 FINALIZATION OF SETTLEMENT**

23 WHEREAS, the parties have entered into a Settlement Agreement (“Agreement”)
 24 covering this action and an action pending in the Eastern District of Texas, and

25 WHEREAS under the terms of that Agreement, that parties will stipulate to dismissal of
 26 all claims and counterclaims with prejudice following the satisfaction of certain conditions, but

27 WHEREAS satisfaction of said conditions is not expected to occur for several weeks:

28 The parties respectfully request a stay of the proceedings to permit the aforementioned

STIPULATION AND PROPOSED ORDER
 RE STAY OF PROCEEDINGS

CASE NO. 4:07-CV-04187 SBA

1 conditions to be satisfied in advance of dismissal.

2 Accordingly, all current deadlines in this matter are hereby VACATED, and all
 3 proceedings are STAYED for sixty (60) days. The parties shall file either a stipulated dismissal
 4 or a Joint Case Management Statement by August 25, 2008.

5 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

6 Dated: June 26, 2008

FENWICK & WEST LLP

7 By:/s/ Michael Sacksteder
 8 Michael Sacksteder

9 Attorneys for Plaintiff SAP Akteingesellschaft

10 Dated: June 26, 2008

11 By:/s/ David Sochia
 12 David Sochia

13 Attorneys for Defendant i2 Technologies, Inc.

14 **ATTESTATION PURSUANT TO GENERAL ORDER 45**

15
 16 I, Michael Sacksteder, attest that concurrence in the filing of this document has been
 17 obtained from any signatories indicated by a "conformed" signature (/s/) within this e-filed
 18 document.

19 I declare under penalty of perjury under the laws of the United States of America that the
 20 foregoing is true and correct. Executed this 26th day of June, 2008, at San Francisco, California.

21 Dated: June 26, 2008

FENWICK & WEST LLP

22 By:/s/ Michael Sacksteder
 23 Michael Sacksteder

24 Attorneys for Plaintiff SAP Akteingesellschaft

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1 PURSUANT TO STIPULATION, IT IS SO ORDERED.
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Dated: _____, 2008

The Honorable Saundra Brown Armstrong
United States District Judge
Northern District of California

FENWICK & WEST LLP
ATTORNEYS AT LAW
MOUNTAIN VIEW